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## FACSIMILE CERTIFICATE

The undersigned certifies that this correspondence is being transmitted by facsimile to the Commissioner for Patents, Washington, DC 20231 at telephone number 703 872-9306 on March 14, 2005.

  
Laurence R. LetsonMarch 14, 2005  
Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: RUSSELL DENNIS : DATE: March 14, 2005  
SERIAL NO.: 10/763,630 : ART GROUP: 3679  
FILED: 1/24/2004 : EXMR.: Michael Ferguson  
FOR: TENSIONING DEVICE FOR POLYMER FENCING

## ELECTION OF SPECIES

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

This election of species is submitted in response to a requirement to elect a single disclosed species of the pending application and specify which claims read on the elected species.

Applicant hereby elects the species shown in Figures 1-3 of the application.

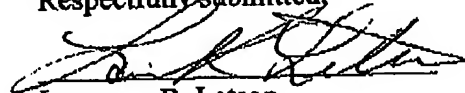
This species of the invention is claimed in 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13, all of which read on the elected species.

## REMARKS

Applicant argues that 35 U.S.C. 121 requires that separate species must be claims that are directed to separate and distinct inventions and not merely various embodiments of the claimed invention.

In this application there are disclosed three embodiments of the invention, not three separate and distinct inventions. Accordingly, the requirement to elect contained in the Office Action mailed February 14, 2005 should be withdrawn and the entire set of claims in the application should be examined.

Respectfully submitted,



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